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SENATE BILL 707

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Mark Boitano

AN ACT

RELATING TO TUITION SCHOLARSHIPS; PROVIDING THAT STUDENTS
TAKING REMEDIAL CLASSES ARE INELIGIBLE FOR THE SCHOLARSHIPS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 21-1-4.3 NMSA 1978 (being Laws 1996,
Chapter 71, Section 3, as amended) is amended to read:

"21-1-4.3. TUITION SCHOLARSHIPS AUTHORIZED-- CERTAIN
EDUCATIONAL INSTITUTIONS. --

A. To the extent that funds are made available by
the legislature from the lottery tuition fund, the boards of
regents of New Mexico state university, New Mexico institute of
mining and technology, eastern New Mexico university, western
New Mexico university, the university of New Mexico, New Mexico
highlands university and northern New Mexico state school shall
award tuition scholarships for qualified resident students

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1 attending their respective institutions and branches of those
2 institutions.

3 B. Except as authorized in Subsection C of this
4 section, the tuition scholarships authorized in this section
5 shall apply only to full-time resident students who,
6 immediately upon completion of a high school curriculum at a
7 public or accredited private New Mexico high school or upon
8 receiving a graduate equivalent diploma, are accepted for
9 entrance to and attend one of the state educational
10 institutions set forth in this section or one of the branches
11 of those institutions. Each tuition scholarship shall be
12 awarded for up to four consecutive years beginning the second
13 semester of the recipient's first year of enrollment, provided
14 that the recipient has maintained residency in New Mexico and
15 maintained a grade point average of 2.5 or higher on a 4.0
16 scale during ~~[his]~~ the first semester of full-time enrollment.

17 C. The tuition scholarships authorized in this
18 section shall also apply to full-time resident students who,
19 immediately upon completion of a high school curriculum at a
20 public or accredited private New Mexico high school or upon
21 receiving a graduate equivalent diploma, attend a two-year
22 public post-secondary educational institution in New Mexico and
23 who, upon the completion of that curriculum or at the end of
24 two years, whichever is sooner, transfer to one of the post-
25 secondary state educational institutions set forth in this

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1 section. Those students shall be eligible for a tuition
2 scholarship for two consecutive years, provided that those
3 students maintain residency in New Mexico, maintain a grade
4 point average of 2.5 or higher on a 4.0 scale and attend the
5 institution full time during the regular academic year.

6 D. The tuition scholarships authorized in this
7 section shall also apply to full-time resident students who:

8 (1) within one hundred twenty days of
9 completion of a high school curriculum at a public or
10 accredited private New Mexico high school, or of receiving a
11 graduate equivalent diploma, begin service in the United States
12 armed forces; and

13 (2) within one hundred twenty days of
14 completion of honorable service or medical discharge from the
15 service are accepted for entrance to and attend one of the
16 state educational institutions set forth in this section.

17 E. Students at one of the four-year institutions
18 listed in Subsection A of this section are ineligible for
19 tuition scholarships for the semesters they are enrolled in one
20 or more remedial courses. Students at northern New Mexico
21 state school are ineligible for tuition scholarships for the
22 semesters in which they are enrolled in two or more remedial
23 courses.

24 [E.] F. The commission on higher education shall
25 prepare guidelines setting forth explicit student continuing

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1 eligibility criteria and guidelines for administration of the
2 tuition scholarship program. Guidelines shall be distributed
3 to the board of regents of each institution to enable a uniform
4 availability of the resident student tuition scholarships. "

5 Section 2. Section 21-13-10 NMSA 1978 (being Laws 1963,
6 Chapter 17, Section 9, as amended) is amended to read:

7 "21-13-10. BOARD DUTIES. --

8 A. It is the duty of the community college board to
9 determine financial and educational policies of the community
10 college. The community college board shall provide for the
11 management of the community college and execution of these
12 policies by selecting a competent president for the community
13 college, and, upon the president's recommendation, the board
14 shall employ other administrative personnel, instructional
15 staff or other personnel as may be needed for the operation,
16 maintenance and administration of the community college.

17 B. The community college board shall have the power
18 to fix tuition and fee rates for resident and nonresident
19 students of the community college district, to accept gifts, to
20 accept federal aid, to purchase, hold, sell and rent property
21 and equipment and to promote the general welfare of the
22 institution for the best interest of educational service to the
23 people of the community college district.

24 C. To the extent that funds are made available by
25 the legislature from the lottery tuition fund, the community

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1 college board shall award tuition scholarships for qualified
2 resident students attending their respective institutions.

3 D. The tuition scholarships authorized in this
4 section shall apply only to full-time resident students who,
5 immediately upon completion of a high school curriculum at a
6 public or accredited private New Mexico high school or upon
7 receiving a graduate equivalent diploma, are accepted for
8 entrance to and attend a community college. Each tuition
9 scholarship shall be awarded for up to two consecutive years
10 beginning the second semester of the recipient's first year of
11 enrollment, provided that the recipient has maintained
12 residency in New Mexico and maintained a grade point average of
13 2.5 or higher on a 4.0 scale during ~~[his]~~ the first semester of
14 full-time enrollment.

15 E. Students are ineligible for tuition scholarships
16 for the semesters in which they are enrolled in two or more
17 remedial courses.

18 [E.] F. The commission on higher education shall
19 prepare guidelines setting forth explicit student continuing
20 eligibility criteria and guidelines for administration of the
21 tuition scholarship program. Guidelines shall be distributed
22 to community college boards to enable a uniform availability of
23 the resident student tuition scholarships. "

24 Section 3. Section 21-16-10.1 NMSA 1978 (being Laws 1996,
25 Chapter 71, Section 6, as amended) is amended to read:

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1 "21-16-10.1. TUITION SCHOLARSHIPS AUTHORIZED. --

2 A. To the extent that funds are made available by
3 the legislature from the lottery tuition fund, the board of a
4 technical and vocational institute shall award tuition
5 scholarships for qualified resident students attending a
6 technical and vocational institute.

7 B. The tuition scholarships authorized in this
8 section shall apply only to full-time resident students who,
9 immediately upon completion of a high school curriculum at a
10 public or accredited private New Mexico high school or upon
11 receiving a graduate equivalent diploma, are accepted for
12 entrance to and attend a technical and vocational institute.
13 Each tuition scholarship shall be awarded for up to two
14 consecutive years beginning the second semester of the
15 recipient's first year of enrollment, provided that the
16 recipient has maintained residency in New Mexico and maintained
17 a grade point average of 2.5 or higher on a 4.0 scale during
18 ~~[his]~~ the first semester of full-time enrollment with renewal
19 of an additional two years upon transfer.

20 C. Students are ineligible for tuition scholarships
21 for the semesters in which they are enrolled in two or more
22 remedial courses.

23 ~~[C.]~~ D. The commission on higher education shall
24 prepare guidelines setting forth explicit student continuing
25 eligibility criteria and guidelines for administration of the

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1 tuition scholarship program. Guidelines shall be distributed
2 to the boards of technical and vocational institutes to enable
3 a uniform availability of the resident student tuition
4 scholarshi ps. "

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